



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.02.2026

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.2310 of 2026

Vigneshwaran

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Dharapuram Police Station,
Tiruppur District.
(Crime No.612 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, 2023, to enlarge the petitioner on bail in Crime No.612 of 2025 on the file of the respondent police.

For Petitioner : Mr.T.Shunmugarajeswaran

For Respondent : Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 16.12.2025 for the offences punishable under Sections 296(b), 329(3), 351(3) of BNS, Act and under Section 3(1) of Tamil Nadu Public Property (Prevention of Damages and Loss) Act, 1992, in Crime No.612 of 2025, registered on the file of



the respondent police, seeks bail.

2. The allegation against the petitioner is that he joined hands with other accused and, due to a property dispute, trespassed into the land of the defacto complainant, damaged the windshield of the Swift Dzire car, also damaged the windows of the house, and threatened the defacto complainant with dire consequences. Hence, a case has been registered and the petitioner was arrested.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case, since he has having some previous cases against him. He further submitted that the majority of the allegations are against the other accused; that the petitioner is in judicial custody since 16.12.2025 and that he is ready to abide by any conditions that may be imposed by this Court. Hence, he prays for grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that there are three accused in this case and the petitioner is ranked as A3. He further submitted that the petitioner is having 8 previous cases and the majority of the cases are under 379, 506(ii) and Section 4 of Women Harassment Act. Hence, he opposed to grant bail to the petitioner.

5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the submissions made by the learned counsel on either side, the motive behind the occurrence, the fact that no one was injured in this case,



that it is a case of damage to property worth about Rs.13,000/-, and also considering the period of his incarceration, this Court is inclined to grant bail with certain conditions.

7. Accordingly, the petitioner is directed to deposit a sum of Rs.4,000/- (Rupees Four Thousand only), to the credit of **Crime Number 612 of 2025** and on such deposit and on receipt of proof of payment, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.**25,000/- (Rupees Twenty Five Thousand only)** with two sureties each, for a like sum to the satisfaction of the learned **Judicial Magistrate, Dharapuram** and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation.

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;



WEB COPY

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself, as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

02.02.2026

drl

Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.



To

1.The Judicial Magistrate,
Dharapuram.

2.The Inspector of Police,
Dharapuram Police Station,
Tiruppur District.

3.The Superintendent,
Central Prison, Coimbatore.

4.The Public Prosecutor,
High Court, Madras.



WEB COPY



K. RAJASEKAR, J.

drl

Crl.O.P.No.2310 of 2026

02.02.2026